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LAWYER LIPSCOMB CALLS BAKER LIAR

Uproar in Crowded Court
When Angry Attorneys
Leap at Each Other.

GIVEN, PEACEMAKER, HIT
BY ONLY BLOW STRUCK

Disputants Separated and Ag-
gressor Fined \$50.

APOLOGY FAILS TO MOLLIFY

Justice Gould Holds Counsel for
Collier in Contempt—Payment
Suspended Until Trial Is
Disposed Of.

"You're a liar," shouted Attorney An-
drew A. Lipscomb at United States At-
torney Daniel W. Baker in Criminal
Court No. 1 this morning.

Both men were on their feet at the
time. No sooner had the words been
spoken than they dashed at each other.
John W. Collier, on trial for the killing
of Police Capt. Mathews, and who is
represented by Mr. Lipscomb, sprang to
his feet, and, assisted by Police Capt.
Doyle, seized the attorney and forced him
into a chair.

Assistant United States Attorney Har-
vey Given, who was seated at the counsel
table, between the combatants, in striving
to keep them apart, suffered the usual
fate of the peacemaker, and received the
only blow struck. He does not know
who hit him.

There was no abrasion over the eye
where the blow fell. After several minutes
after the excitement subsided, however,
Mr. Given tenderly rubbed the side of his
head.

Apology Does Not Save Fine.

Mr. Lipscomb apologized, but the apol-
ogy was not accepted by the court, and
Mr. Lipscomb was fined \$50. The pay-
ment of the fine was held in abeyance
until the conclusion of the trial.

"Since Mr. Lipscomb has that matter
before the jury when the court ruled, he
was not entitled to it. I will say that it
is not true, and that Mr. Lipscomb knows
it is not true," said Attorney Baker dur-
ing the examination of Rev. E. M. Mott,
pastor of the Church of the Advent, the
first witness this morning, who had been
asked if Mr. Baker had not written a
letter to Bishop Harding of the diocese
of Washington complaining of the pres-
ence of the clergyman by the side of the
prisoner during the trial.

Then came Attorney Lipscomb's start-
ling accusation.

Pandemonium in Court.

The courtroom was crowded to the
doors when the outburst occurred. For
the space of a few seconds pandemonium
reigned. Court criers thundered unavail-
ingly for order.

Above the roar of the excitement rose
the voice of Justice Gould reprimanding
Mr. Lipscomb.

"I adjudge you in contempt of court,
Mr. Lipscomb," said the judge in vehem-
ent tones. "And I impose a fine of \$50
for contempt of court."

Attorney Thomas C. Taylor, associate
counsel for the defense, attempted to sug-
gest to the court that the judge's order
should be withheld pending the conclusion
of the trial. The court impatiently im-
posed aside the suggestion. Thereupon
Mr. Lipscomb offered an apology. "I
humbly apologize to your honor," he
said, "and hope I may be allowed by
the court to purge myself of the con-
tempt."

Fine Collectible After Trial.

Justice Gould declined to accept the
apology and told Mr. Lipscomb that the
fine would stand. The court will start
the completion of the trial.

The cause of the difficulty between
counsel arose when Mr. Mott was asked if
Mr. Baker had not written a letter to
Bishop Harding demanding to know why
the Mott was allowed to be present at
the trial. The court, on objection by Mr.
Baker, declined to require an answer
from the witness. Mr. Lipscomb then
made a protest for the record of what he
wanted to ask.

"This is only another evidence of the
Government's attempt to intimidate wit-
nesses," continued Mr. Lipscomb, "by
complaining to superior officers of the at-
tendance of certain witnesses at this
trial."

No Parallel in Years.

The scene was one of the most dramatic
which has occurred in the local courts for
many years. Lawyers frequently dis-
agree and come close to passing the lie,
but generally adopt more parliamentary
language. Persons connected with the
courts for many years could not recall
when the lie was passed in a courtroom
so densely crowded as was Criminal Court
No. 1 this morning.

Both participants quickly recovered
their composure, although United States
Attorney Baker's voice quivered some-
what as he examined the next witness.
Mr. Lipscomb had the interval of the ex-
amination of the witness to compose him-
self, and the trial proceeded.

No Explanation Gets to Jury.

Attorney Taylor of counsel for Collier
started off to make an apology to the
jury for the action of counsel in the case.
He said they had become excited at
times, but the jury must pay no attention
to them. Accusations by the attorneys
for the prosecution, Mr. Taylor said, had
been made against the motives of the at-
torneys for the defense, but they were
untrue.

Mr. Turner objected to this line of talk.
Justice Gould upheld him.

"I hope, then, your honor," said Mr.
Taylor, "that you will, in your instruc-
tions to the jury that the things the
prosecution said were not true."
"I shall say nothing whatever about this,"
replied Justice Gould. "They have
nothing to do with the case and will not
enter into it in any way."

Sues Company for Mule's Kick.

TERRE HAUTE, Ind., December 4.—
Dis Meade, mule driver in a local mine,
sued the mining company for damages
because the mule, which had been trained
to open trap doors with its nose, failed
on one instance and kicked the driver of
the car instead, injuring him.

CONGRESS TO KNOW

Special Message on Nicara-
gua Soon Forthcoming.

NO ACTION AT PRESENT

Question of Indemnity Is Still Held
in Abeyance.

AWAITING PROPER TIME

No Responsible Government Now
Against Which to Lodge a Claim.

Assembling Our Forces.

There seems to be little doubt that the
President will lay before Congress at an
early date the facts as to the Nicaraguan
situation, with a view to receiving author-
ity for any further steps he may see fit
to take in the interest of Americans re-
siding in that country and with a view
to putting an end to the interminable
strife in Central America.

The only communication that the State
Department has received from Vice Con-
sul Caldera at Managua came this morn-
ing and related to matters of but com-
paratively little importance.

The question of indemnity for the kill-
ing of the Americans, Cannon and Groce,
is still held in abeyance, and there is rea-
son to believe that no demand will be
made until the issue between the Zelayan
government and the revolutionists has
been settled.

No Responsible Government.

In the view of the United States, there
is at present no responsible government
in Nicaragua.

The revolutionists hold the eastern sec-
tion with the entire Atlantic coast prov-
inces, with the single exception of the
city of Greytown, while the western sec-
tion is dominated by the Zelaya faction,
and it is the policy of the United States
to await the final outcome of the revolu-
tion before making any demand in the
way of indemnity.

When the proper time comes, however,
it is stated, there will be no waste of time
in seeking reparation. Should the Zelaya
government prove successful there is no
doubt that the money demanded for the
killing of the Americans would far ex-
ceed the amount required in case of the
success of the revolutionists, who are in
no way responsible for that outrage.

Our Forces Ample.

With the arrival at Corinto possibly to-
day or tomorrow of the cruiser Albany
and the gunboat Yorktown from Magda-
lena Bay, the United States will be in a
position to take as aggressive steps as
any occasion may demand for the pro-
tection of American interests along the Pa-
cific coast of Nicaragua.

Together with the assistance of the
gunboat Yorktown, the three warships
will have a quota of fighting men of
about 600. The guns aboard the vessels
are considered large enough to subdue
any hostile demonstration against Amer-
icans in any of the seaport towns. In
event of trouble in the interior, the 600
men, with a supply of ammunition, are re-
garded as being sufficient to quell any
fear to any force likely to present itself
in opposition.

No Landing at Present.

It is believed in Washington, however,
that the mere presence of the three ships
in the harbor of Corinto will be enough
to insure the safety of American citizens
and American property on the Pacific
slope. Landing of bluejackets or the
shelling of seaports is not anticipated at
this time. Neither is the seizing of the
customs house at Corinto, once held by
the British after the Nicaraguan govern-
ment refused to pay a debt, regarded as
likely at present. Only after a demand
for indemnity for the killing of Groce and
Cannon and a refusal to pay that claim
might such steps be taken.

PRAIRIE STILL AGROUND.

Attempt to Pull Her Off Will Be

Made This Afternoon.

PHILADELPHIA, December 4.—The
transport Prairie, carrying 700 marines
and a cargo of equipment to be used in
a possible campaign in Nicaragua, is still
stuck in the mud at Pea Patch Island,
thirty-five miles from this city, where
the vessel grounded early Thursday night.
No attempt was made to pull the big
ship out of the mud on the flood tide at
5 a. m. today, but a herculean effort will
be made at 2 o'clock this afternoon. The
lighting of the vessel's coal and stores
continues without interruption.

The ammunition is also being unloaded,
and because of the dangerous character
of the contents of the ammunition boxes
has not yet been taken off, but they
probably will have to be sent ashore
soon.

The Prairie is almost a quarter of a
mile out of her course, rivermen de-
clare, and they say the entire cargo may
have to be brought back to the navy
yard here for survey.

The transport Dixie, now at the navy
yard, which may be called upon to take
the place of the Prairie, is far from pre-
pared for a sea voyage. The ship was
being made ready for use when the
Prairie struck, but was not being hur-
ried. Since the mishap occurred to the
other transport the work on the Dixie
has been quickened.

BODIES WERE BURNED.

Zelaya's Attempt to Conceal Fact of

Killing of Americans.

NEW ORLEANS, December 4.—The
bodies of Le Roy Cannon and Leonard
Groce, the two Americans executed by
order of President Zelaya of Nicaragua,
were burned, declared passengers arriv-
ing here yesterday from Nicaraguan ports
on the steamer Dictator. It was reported
that incineration was resorted to to con-
ceal the means of identification. After-
ward, it was said, Zelaya found it was
impossible to conceal the fact that the
Americans had been killed, and was
forced to make a report to this effect to
the State Department at Washington.

Passengers on the Dictator said that all
is quiet in the vicinity of Bluefields,
and there was no indication at the time
of the Dictator's departure, six days ago,
of any advance being made on the Bluefields
section by the forces of Zelaya.



WHO WILL OPEN IT?

CLERKS IN NO DANGER

AUDITOR CHANCE EXPLAINS
RUMOR OF DISMISSAL.

Says Story About Reduction Prob-
ably Arose From Reference in
His Annual Report.

"I haven't any idea of recommending
the dismissal of 110 of the clerks of my
office," Merritt O. Chance, auditor for
the Post Office Department, said today,
referring to a report to that effect.
"And so far as I know there is no un-
easiness among them on that account."
The rumor probably arose, Mr. Chance
explained, from the reference of the au-
ditor in his annual report, which was
rendered to the Secretary of the Treas-
ury October 15, to a tentative plan he
had been considering for a more prompt
and efficient audit of postmasters' money
order statements and accompanying
vouchers at a considerable saving in
time and cost by the use of electrical
tabulating machines. Comparing the
methods of the new plan with those at
present in use, the auditor estimated a
saving of \$100,000 and that a reduction
of 110 clerks and employees might be ef-
fected.

Since the report was rendered, however,
Mr. Chance explained, it has been found
that by extending the use of adding ma-
chines, thirty of which are already being
used, and using from 30 to 100 in all, a
saving of about \$55,000 a year, and the
reduction in the force of about fifty-
eight employees could be effected. This
latter plan will be tried during the com-
ing fiscal year, but it will not result in
any discharges of clerks.

No Removals Necessary.

By the time the appropriation for the
purchase of the additional adding ma-
chines becomes available, July 1, Mr.
Chance said, the natural depletion of
the force by vacancies that are constantly
occurring will bring about the necessary
reduction. If it does not the clerks will
be assigned to vacancies in other divi-
sions of the office. No removals at all
will be necessary.

It is said the money-order audit here-
tofore has been about nine months be-
hind. The new plan will enable it to be
brought up to a point where it is but
three or four months, at most, behind,
and that is said to be about the best the
department can hope to accomplish, but
it will mean greater accuracy in the audit
and a vast convenience both to the au-
ditor's office and to the Post Office De-
partment in enabling them to ascertain
the actual condition of affairs in the
service.

The details of the plan for using tabu-
lating machines in the audit were set
forth in Auditor Chance's annual report,
which was long since made public. The
adoption of the plan, however, is not
feasible at this time. Should it become
so later on its introduction, the auditor
believes, can be accomplished without
causing any of his clerks the loss of
their positions, because, by the plan of
leaving the vacancies that occur until
from time to time the reduction of the
force can be accomplished without hard-
ship to any one.

PRINCESS WALDEMAR DIES.

Wife of Youngest Son of King Chris-
tian of Denmark.

COPENHAGEN, December 4.—Princess
Waldemar died today. She has suffered
for some time with influenza, her illness
taking a critical turn Wednesday last.
The princess was the wife of the
youngest son of the late King Christian,
and before her marriage in 1885 was
Marie, Princess of Orleans.

Prince Waldemar and his three sons
are traveling in India.

MOB RAISES BLACK FLAG.

Deputy Sheriff, Who Pulls It Down,

Probably Fatally Shot.

PITTSBURGH, Pa., December 4.—For
pulling down a black flag in defiance
of the edict of an infuriated mob of striking
foreign workmen near the plant of the
Colonial Steel Company of Monaca, near
here, Deputy Sheriff Conway Crowley was

shot yesterday and probably fatally
wounded.

Striking workmen at the steel plant,
after taking down the American flag,
placed a black flag on a pole and gath-
ered about it, during the police officers
to take it down. Fearing further violence,
the sheriff has placed deputies on duty
at the steel plant.

TEXT MADE PUBLIC.

Agreement Submitting Also Claim
to King Edward.

SANTIAGO, Chile, December 4.—The
text of the protocols submitted to King
Edward for mediation the Alsop claim
dispute between the United States and
Chile were published today.

BATTLE NOT GUILTY.

Former Cashier of Greensboro, N. C.,
Bank Acquitted.

GREENSBORO, N. C., December 4.—A
verdict declaring Lee H. Battle, former
cashier of the wrecked City National
Bank of this city, not guilty of abstrac-
tion, false entries and misleading re-
ports, for which he was indicted, was
returned this morning by the jury which
for the past two weeks listened to the
evidence in the case before the United
States court here.

When the verdict was announced Bat-
tle was overwhelmed by his friends, who
had stood steadfastly by him during the
trying ordeal. He gave way to his emo-
tion when the pastor of his church, who
had sat with him throughout the entire
trial, embraced him in his joy at the
outcome. Battle's mother, wife and
daughter, who had been in constant at-
tendance at the trial, were not present
when the verdict was announced.

LEFT 20 DEAD AFTER CLASH.

Philippines Constabulary.

MANILA, December 4.—Fanatical
Moros and Bananeros forced a fight upon
a detachment of constabulary under Lieut.
Blair, near Mount Malindang, Mindanao
Islands, last Sunday. Six members of the
constabulary, four porters and one police-
man were killed and one of the constabulary
was wounded. The aggressors
left twenty of their number dead when
they finally scattered.

Some four thousand fanatics gathered
in the vicinity of the mountain two weeks
ago and Gov. Pershing anticipated dis-
order. Constabulary reinforcements have
been sent to the scene of the fighting,
but no further trouble is expected, as the
tribesmen are reported to be returning to
their homes.

FIVE SAILORS SAVED.

Incident in Chicago School Subject

of Investigation.

CHICAGO, December 4.—Peter Scorer,
twelve years old, was drunk in the Jones
School Thursday, and the occurrence will
be the subject of an investigation by Mrs.
Ella Flagg Young, superintendent of
schools.

Attention was attracted to the lad's
condition when he fell over on the floor
"dead drunk." He was taken to St. Luke's
Hospital, where it took several hours to
sober him up. A subsequent inquiry by
Mrs. Dora W. Zollman, principal of the
school, brought to light the fact that the
boy had been given half a tumbler of
whisky by his mother.

Five Others Missing in War Ves-
sel's Small Boat.

The Navy Department today received a
cablegram from Commander John H.
Shibley, commanding the gunboat Des-
 Moines, stating that the gig of the gun-
boat Marietta, which has been missing
since November 26, had been recovered
with the five men on board. He states,
however, that the whaleboat is still miss-
ing, with the following men:

Robert L. Meyers, boatswain's mate,
second class; Roy E. Smith, boatswain's
mate, second class; Seamon F. T. Jack-
son, David Tuckerman and J. D. Miller.

The Marietta and the Eagle, which are
en route for Colon, are searching for the
missing whaleboat and the department
hopes to hear of the early rescue of the
unfortunate men.

Donates Park to City.

RICHMOND, Va., December 4.—The
family of the late Joseph Bryan, owner
and editor of the Richmond Times-Dis-
patch, yesterday presented to the city a
tract of 282 acres, known as "Rosewood,"
on Bryan's pond, northwest of the city,
as a public park. The tract has the
largest artificial lake about the city and
a large area of woodland, which has been
a favorite resort for picnic parties. It
cost about \$50,000, and its presentation
was officially spoken of last night as "the
most generous gift to the city within the
memory of the people." It will be named the Joseph
Bryan Park.

WORK IS CRITICISED

Dispensary Service Reviewed
by Board of Charities.

COMPLAINTS BY PATIENTS

Alleged That Competent Medical At-
tention Is Not Always Given.

"PART PAYMENT" METHODS

Clearing House for Emergency
Cases Suggested—Proposed Use
of Workhouse Buildings.

The board of charities has branded the
dispensary work in the District of Col-
umbia as very unsatisfactory, viewed
from the standpoint of the medical profes-
sion, the patients or the public at large.
The statement is made in the annual re-
port of the board to the Commissioners,
presented today.

There are eighteen dispensaries in
Washington, the majority of them being
connected with hospitals. The service is
unsatisfactory to the doctors, accord-
ing to the report, because the patients,
as a rule, have only vague ideas as to
carrying out the directions of the physi-
cians. Under present arrangements the
physicians have no adequate method of
following the cases in the homes.

"The result is that many patients suffer
from their own carelessness and the medi-
cal men lose interest in the clinics."
The charge is made that the patients
say the dispensary service is unsatisfac-
tory because they do not always receive
attention from competent medical men.
The report takes it for granted that medi-
cal men do not attend their clinics as
regularly as the position would demand,
and that frequently the work of clinics
is left to youths and subordinates.

"Patients complain," says the report,
"that when they return to the dispensary
at an appointed time they do not find the
same physician who saw them on a for-
mer visit. This of course discourages the
patient and tends to lessen his confidence
in the efficiency of the service. Careless-
ness on the part of the physician begets
carelessness on the part of the patients."

Payment for Services.

In the third contention that the dis-
pensary service is at a low stage of ef-
ficiency the matter of fees is brought up.
The report holds that little or no atten-
tion is given to the question of whether
or not persons presenting themselves for
treatment can pay anything or not, "and
consequently physicians are deprived of
fees to which they are justly entitled,
practice of the dispensary is hampered and
the community is demoralized."

A change in the "part payment" meth-
ods at hospitals is urged by the board.
It is suggested that private charity hos-
pitals should look after patients who can
pay something, but not the entire amount
required, and that the balance would be
made up from the charity fund of the
hospital.

The government now stands for the part
of the part-payment plan, but it is urged
that the government should not be re-
sponsible for the payment of the balance.
At Freedmen's Hospital no payment is
taken from any one. This is according
to law, and frequently causes embar-
rassment, because many persons want to go
there who are able to make payment. It
is the only hospital in the city with a
provision for the payment of the balance.
The board recommends that inasmuch as
there are free patients there now who can
and would pay if they were permitted, a
charge should be made, so as to allow
the institution to receive money for ser-
vices from those who have it. It is said
in the report that other district hospi-
tals are allowing private hospitals to
accept pay from people who offer it.

A municipal emergency service is urged.
It is suggested that the Washington
Emergency Hospital stands has been con-
demned for government purposes.

Proposed Clearing House.

Also, the board suggests a clearing
house for all sorts of charity and emer-
gency cases. It asks that the request of
last year be considered again, namely,
that in the center of the city there should
be a building or group of buildings for the
temporary lodging of drunk, diseased, peo-
ple, lost children, homeless men and women
and persons picked up on the street not
charged with a crime and who cannot
immediately be sent to the police station.
The idea that the clearing house should af-
ford a permanent lodging place for any
one, the board says, is not a desirable
idea, and should be quickly as possible and
distributed according to their needs.

The suggestion is made that as the
plague of the prior year involved the
vacation of the workhouse buildings
sooner or later, some of these buildings
be used for an inebriate asylum and for
the accommodation of persons suffering
from "vice diseases."

The recommendation is also made that
the care of persons of good moral charac-
ter who are suffering from chronic dis-
eases and need permanent care. The only
provision at present is the Washington
Asylum. Although the service is re-
ported as satisfactory, the respectable
poor are brought into close contact with
drunk prisoners and objectionable persons,
many of whom are suffering from vice
and repulsive diseases. The board wants
a hospital erected for persons suffering
from acute nervous diseases, general
chronic diseases, and for indigent con-
valescents. Such a hospital could be
erected at Georgia avenue and 14th
street, and the board wants \$300,000 to
work with, one-third of which should be
available in the next fiscal year.

KAISER ON WATER WAGON.

Soldiers, Now Get Bottled Soda in

Place of "Schnaps."

CHICAGO, Ill., December 4.—"Emperor
William of Germany is 'on the water
wagon' and the soldiers of his imperial
army can no longer look to their usual
ration of 'schnaps' for courage and sus-
tenance, for in its place they now find
bottled lemon soda."

This statement was made yesterday by
G. Rowland Munroe of New Jersey, a
delegate to the thirteenth national con-
vention of the Anti-Saloon League of
America, which opens in Chicago Mon-
day. Mr. Munroe spoke before the ses-
sion of the league, which is now in ses-
sion at the Waldorf-Astoria, giving his
report on the twelfth inter-
national congress on alcoholism, held
recently in London, England, to which
he was appointed a delegate by the State
Department at Washington.

To lend encouragement to the members
of the Anti-Saloon League in their pro-
posed campaign against the army cam-
paign, Mr. Munroe quoted from the state-
ments made by the Germans, delegates to
the London convention as to what had
already been accomplished in the tem-
perance cause with the ruler and army
of the most noted beer-drinking nation
on earth.

Mr. Munroe said that the emperor had
been drinking beer for many years, but
that he had now become a teetotaler.
He said that the emperor had been drink-
ing beer for many years, but that he had
now become a teetotaler. He said that the
emperor had been drinking beer for many
years, but that he had now become a
teetotaler.

Weather

Fair and slightly warmer to-
night. Sunday, partly cloudy.

MET DEATH ALONE

IN SHOOTING BOX

Richard Henry Lynn Drowned
While Duck Hunting in
Cecil County, Md.

NEWS COMES AS SHOCK
TO HIS ASSOCIATES

Deceased Was President of Ameri-
can National Bank of Washington.

BODY TAKEN TO LEESBURG, VA.

Funeral Services to Be Held There
Tomorrow Afternoon—Many Ex-
pressions of Sorrow.

Developments today fall to explain ex-
actly how Richard Henry Lynn, presi-
dent of the American National Bank of
this city, was drowned yesterday, while
duck shooting on the Susquehanna flats,
near Turkey point, Cecil county, Md. His
friends believe it will never be known ex-
actly how he met his death, but the ex-
planation most generally accepted is that
his shotgun was accidentally discharged
while he was lying in the bottom of a
sink box, knocking him unconscious by
the shock, and blowing a hole in the
box, which caused it to sink before Mr.
Lynn regained consciousness.

There were no marks on the body,
which was found two hours later, about
150 yards from where the box sank. Sev-
eral of Mr. Lynn's friends were in a yacht
about 300 yards away from the sink box,
and they neither heard the discharge of
the gun nor noticed when the box dis-
appeared from the surface of the water.

Believed to Have Been Unconscious.

As those nearby heard no outcry, and
as the water in which the craft went
down was relatively shallow, it is thought
that Mr. Lynn must have been uncon-
scious when the sink box filled with
water. At one time he was seen to rise
in the box, apparently to stretch him-
self, and some of his friends believe that
he was feeling ill, and attempted to signal
for assistance, and that after sinking
back he intended to discharge his gun
to attract the attention of his com-
pany, and in the process he fired a hair
trigger, and may have gone off as he was
trying to lift it above the edge of the
box.